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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

vs.

KENT H. ROBERTS,

Defendant.

) Case No. C-07-4580 MHP

) **FILER'S ATTESTATION PURSUANT TO**  
) **LOCAL GENERAL ORDER 45**  
) **REGARDING THE FILING OF NON-**  
) **PARTY HOWREY LLP'S DECLARATION**  
) **IN SUPPORT OF DEFENDANT'S**  
) **AMENDED & CORRECTED**  
) **ADMINISTRATIVE MOTION TO FILE**  
) **UNDER SEAL, AND PROPOSED ORDER**

) Hearing Date: February 25, 2008

) Time: 2:00 p.m.

) Courtroom: 15

) Judge: Hon. Marilyn H. Patel

FILER'S ATTESTATION REGARDING THE FILING OF NON-PARTY HOWREY LLP'S DECLARATION IN  
SUPPORT OF DEFENDANT'S AMENDED & CORRECTED ADMINISTRATIVE MOTION TO FILE UNDER  
SEAL, AND PROPOSED ORDER (Case No. C-07-4580 MHP)

**FILER'S ATTESTATION**

I, David T. Bartels, under penalty of perjury of the laws of the United States of America, attest that concurrence in the filing of this document has been obtained from each of the other signatories to Non-Party Howrey LLP's Declaration of Robert E. Gooding, Jr. in Support of Defendant Kent Roberts' Amended and Corrected Administrative Motion to File Under Seal Portions of Defendant's Motion to Compel Production of Documents From Third Party Howrey LLP and Exhibits E & N to the Declaration of William S. Freeman, and Proposed Order.

Executed this 27th day of February 2008, in Irvine, California.

/s/ David T. Bartels

David T. Bartels